IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HONOURABLE SMT. JUSTICE T. MEENA KUMARI

AND

HONOURABLE MR. JUSTICE K.C. BHANU

WRIT PETITION NO. 3062 OF 2006

Date:07.03.2006

BETWEEN:

Kankanala Sujatha

…. PETITIONER

And

1. The Station House Officer, II Town Police Station, Chirala, Prakasam District, and another.

…. RESPONDENTS

HONOURABLE SMT. JUSTICE T. MEENA KUMARI

AND

HONOURABLE MR. JUSTICE K.C. BHANU

WRIT PETITION NO. 3062 OF 2006

ORAL ORDER: (Per TMK,J.)

This writ petition is taken up on the basis of the Telegram dated 13.02.2006,

sent by the petitioner for issuance of Writ of Habeas Corpus directing the Respondents herein to produce before this Court the father and mother of the petitioner herein, who were illegally taken away by the II Town Police of Chirala Police Station on 12.02.2006.

A counter affidavit has been filed by the respondents denying all the allegations stating that on a complaint made by one Yamarthi Ashok Kumar against the alleged detenus alleging that while the complainant was returning from VRS & YRN College towards his house the alleged detenus chased him and attacked him with deadly weapons and assaulted him. On the said complaint, the Police registered a case in Crime No.19 of 2006 for the offence under Section 307 read with Section 34 IPC before the II Town Police Station, Chirala. While the investigation was under progress, on 14.2.2006 a Home Guard 386 was deputed to watch the movements of the accused. When A.1 was leaving that place, the Home Guard tried to caught hold of him. Then A.1 pushed him away and beat him and ran away from the scene of offence. Then the Home Guard returned to Police Station and lodged a complaint before the II Town Police Station, Chirala, which was registered as Crime No.21 of 2006 for the offence under Sections 323 and 506 IPC. On 14.2.2006, the Police arrested the alleged detenus and after completing the formalities they were produced before the learned Additional Munsif Magistrate, Chirala on the same day. The learned Magistrate after hearing the accused and perusing the documents of arrest, remanded the alleged detenus to judicial custody and now they are lodged in District Jail, Ongole.

In view of the averments made in the counter affidavit, no further orders are necessary in this writ petition. Accordingly, the Writ Petition is dismissed at the admission stage.

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(T. MEENA KUMARI, J.)

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(K.C. BHANU, J.)

7th March, 2006

Js.